IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 4133 of 1994

Between:

Lakshmi Ganapathi Traders, rep. By its Partner M. Gopala Krishna, Bandlamitta, Ongole, Prakasam district.

..... PETITIONER

AND

1. Deputy Commissioner of Commercial Taxes, Pogathota, Nellore.
2. The Commercial Tax Officer No.1, Santhapet, Ongole.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more particularly in the nature of writ of mandamus, directing the first respondent to transfer the assessment and also enquiry, which is going to be conducted in pursuance of the show cause notice dated 3.1.1994 in G.I.No.15781/93-94, to any other officer, or assessing authority at any place and to pass such other order or orders.

Counsel for the Petitioner:MR.T.RAJENDRA PRASAD

Counsel for the Respondent No.: GP FOR COMMERCIAL TAX

The Court made the following

ORDER: (per the Hon'ble Sri Justice Bilal Nazki.J)

This writ petition has been filed in the year 1994 seeking a direction to the first respondent to transfer the assessment and also enquiry from the file of the second respondent to any other officer, as he had levelled some allegations against him. Though counter has been filed, in which, these allegations have been disputed, but we feel that at this point of time, this petition must have become infructuous.

This writ petition was filed in the year 1994. This Court granted interim stay on 15.03.1994, extended it by the order dated 31.3.1994. The proceedings are still pending. Therefore, it is directed that the proceedings be completed expeditiously.

The writ petition is dismissed as infructuous. No order as to costs.

(BILAL NAZKI. J)

---------- (S. ANANDA REDDY. J)

Date: 27.10.2004

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To

1 The Deputy Commissioner of Commercial Taxes, Pogathota, Nellore.

2 The Commercial Tax Officer No.1, Santhapet, Ongole.

3 Two CCs. to the GP for Commercial Tax, High Court of A.P. (OUT)

4 Two CD copies.